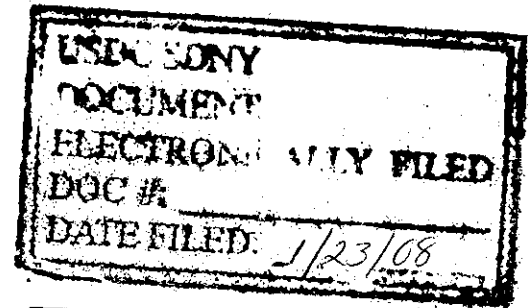
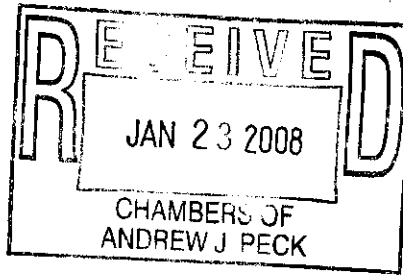




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**BY FAX**

Daniel A. Schnapp  
Direct Dial: (212) 878-7960  
Email Address: dschnapp@foxrothschild.com

January 23, 2008

**VIA FACSIMILE (212) 805-7933**

The Honorable Magistrate Judge Andrew J. Peck  
United States Courthouse  
500 Pearl Street, Rm. 1370  
New York, NY 10007

**Re: Ario v. Novapro Risk Solutions, LP; Case No. 07-8452**

Dear Judge Peck:

As the Court is aware, we are the attorneys for plaintiff Joel S. Ario, in his official capacity as Acting Insurance Commissioner of the Commonwealth of Pennsylvania, as statutory Liquidator of Reliance Insurance Company, in the above-referenced matter.

We write to respectfully request that Gerald Arth, Esq. and Cheryl Garber, Esq. (both admitted *pro hac vice* on November 25, 2007) of this firm be permitted to appear telephonically at the status conference scheduled for this Friday, January 25, 2008, at 10:00 a.m. The reason for this request is that Mr. Arth and Ms. Garber are out-of-state counsel located in our Pennsylvania offices.

We thank the Court for its attention to this matter.

Respectfully submitted,

Daniel A. Schnapp (DS 3484)

cc: Gerald E. Arth, Esq.  
Cheryl A. Garber, Esq.  
Joan Gilbride, Esq.

**MEMO ENDORSED** 1/23/08

*Approved. All counsel agree  
telephonically and to meet some  
time - should call 212-805-0036  
at the New York City.*

SO ORDERED:

Hon. Andrew Jay Peck  
United States Magistrate Judge

*Confer: All agreed  
Judge Peck*

# FAX TRANSMITTAL SHEET



**ANDREW J. PECK  
UNITED STATES MAGISTRATE JUDGE  
UNITED STATES DISTRICT COURT**

Southern District of New York  
United States Courthouse  
500 Pearl Street, Room 1370  
New York, N.Y. 10007-1312

Fax No.: (212) 805-7933  
Telephone No.: (212) 805-0036

**Dated:** January 23, 2008

**Total Number of Pages:** 3

TO	FAX NUMBER
Daniel A. Schnapp, Esq.	212-692-0940
Gerald E. Arth, Esq. Cheryl A. Garber, Esq.	215-299-2150
Joan M. Gilbride, Esq.	212-980-9291

## **TRANSCRIPTION:**

### **MEMO ENDORSED 1/23/08**

**Approved. All counsel appearing telephonically must be on the same line and should call 212-805-0036 at the time of the conference.**

**Copy to: Judge Barbara S. Jones**